IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

HON'BLE MR JUSTICE BILAL NAZKI

and
HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 5231 of 2004

Between:

M.L.R. Motors Private Limited
rep by its Managing Director

D.Balakrishna son of late D.Nagaiah
41/1A, I.D.A. Balanagar Hyderabad-37

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep by its Secretary, Industries & Commerce Department, Secretariat, Hyderabad
2 The Commercial Tax Officer
Ferozguda Circle, Nampally, Hyderabad

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, more particularly one in the nature of writ of Mandamus, directing the 1st respondent to process the application of the petitioner for final eligibility certificate dt. 30/09/2003 and also direct the 2nd respondent not to demand or collect tax from the petitioner in terms of G.O.Ms. No. 108, dt. 20/05/1996.

Counsel for the Petitioner: MR.A.RAMANARAYANA

Counsel for respondent No.1: GP for Industries

Counsel for the Respondent No.2: GP FOR COMMERCIAL TAX

The Court made the following ORDER:

(per Hon'ble Sri Justice Bilal Nazki)

Prayer in the writ petition was that the respondent No.1 be directed to process the application dated 30-9-2003 of the petitioner for final eligibility certificate. It appears from the counter that this application has already been decided on 15-7-2003. Neither this writ petition was amended nor any relief was sought against the order dated 15-7-2003. Therefore, this writ petition has become infructuous. Writ petition is accordingly dismissed. Interim suspension granted on 23-3-2004 is vacated.

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BILAL NAZKI, J

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S.ANANDA REDDY, J

August 3, 2004.

nmr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary , Industries & Commerce Department

Govt of AP, Secretariat, Hyderabad

2 The Commercial Tax Officer
Ferozguda Circle, Nampally, Hyderabad

3 Government Pleader for Industries, High Court of A.P. Hyderabad. (OUT)

4 Government Pleader for Commercial Taxes, High Court of A.P., Hyderabad. (OUT)

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